



DECLARATION AND POWER OF ATTORNEY FOR CONTINUATION-IN-PART APPLICATION

As a below named inventor, I hereby declare that:
My residence, post office address and citizenship are as stated below next to my name; that

I verily believe that I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought, namely the improvement in: APPARATUS AND METHOD FOR DETERMINING EFFECTS OF A SUBSTANCE ON AN ORGAN

described and claimed in the specification:

- a. attached hereto;
 b. filed on February 2, 2004 as Application No. 10/768,167 and amended on _____ (if applicable);

and that this application in part discloses and claims subject matter disclosed in the earlier filed pending application, Application No. 10/617,130, filed July 11, 2003. I hereby state that I have reviewed and understand the contents of this application, including the claims, as amended by any amendment referred to above; and that I acknowledge my duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

Under Title 35, U.S. Code §119, the priority benefits of the following foreign application(s) and/or United States provisional application(s) filed by me or my legal representatives or assigns within one year prior to said earlier filed pending application are hereby claimed:

The following applications for patent or inventor's certificate on this invention were filed in countries foreign to the United States of America either (a) more than one year prior to said earlier filed pending application, or (b) before the filing date of the above-named foreign priority application(s) and/or United States provisional application(s):

As to any and all subject matter of this application which is not common to said earlier application, I acknowledge my duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Under Title 35, U.S. Code §119, the priority benefits of the following foreign application(s) and/or United States provisional application(s) filed by me or my legal representatives or assigns within one year prior to this application are hereby claimed:

The following application(s) for patent or inventor's certificate on such subject matter were filed in countries foreign to the United States of America either (a) more than one year prior to this application, or (b) before the filing of the above-named foreign priority application(s) and/or United States provisional application(s):

I hereby appoint the following as my attorneys of record with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office:

James A. Oliff, Registration No. 27,075; William P. Berridge, Registration No. 30,024;
 Kirk M. Hudson, Registration No. 27,562; Thomas J. Pardini, Registration No. 30,411;
 Edward P. Walker, Registration No. 31,450; Robert A. Miller, Registration No. 32,771;
 Mario A. Costantino, Registration No. 33,565; Joel S. Armstrong, Registration No. 36,430;
 Christopher W. Brown, Registration No. 38,025; Richard E. Rice, Registration No. 31,560;
 Paul Tsou, Registration No. 37,956; and Eric D. Morehouse, Registration No. 38,565.

ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION SHOULD BE SENT TO OLIFF & BERRIDGE, PLC, P.O. BOX 19928, ALEXANDRIA, VIRGINIA 22320. TELEPHONE: (703) 836-6400.

I hereby declare that I have reviewed and understand the contents of this Declaration, and that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1 *Typewritten Full Name
of First or Sole Inventor* John BRASSIL

Given Name

Middle Initial

Family Name

2 ****INVENTOR'S SIGNATURE:**

3 ****DATE OF SIGNATURE:**

Month

Day

Year

Residence: Northbrook Illinois U.S.A.

City

State or Province

Country

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1810 Maple

Northbrook, Illinois 60062

1 *Typewritten Full Name
of Second Joint Inventor (if any)* Douglas SCHEIN

Given Name

Middle Initial

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2 ****INVENTOR'S SIGNATURE:**

3 ****DATE OF SIGNATURE:**

Month

Day

Year

Residence: Arlington Heights Illinois U.S.A.

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415 Whitehall Drive

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1 *Typewritten Full Name
of Third Joint Inventor (if any)* Christopher G. CURTIS

Given Name

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2 ****INVENTOR'S SIGNATURE:**

3 ****DATE OF SIGNATURE:**

Month

Day

Year

Residence: Cardiff Wales United Kingdom

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State or Province

Country

Citizenship: UNITED KINGDOM

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2 Southcourt Road

Penylon, Cardiff CF 23 9DA, Wales, United Kingdom

****NOTE**
INVENTOR(S): TO Please sign name exactly as it appears above and insert the actual date of signing.

IF THERE IS MORE THAN THREE INVENTORS USE PAGE 3 AND PLACE AN "X" HERE

1	<i>Typewritten Full Name of First or Sole Inventor</i>	John	Given Name	Middle Initial	BRASSIL	Family Name		
2	**INVENTOR'S SIGNATURE:							
3	**DATE OF SIGNATURE:					Month	Day	Year
	Residence:	Northbrook	Illinois		U.S.A.	Country		
	Citizenship:	U.S.A.						
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1	<i>Typewritten Full Name of Second Joint Inventor (if any)</i>	Douglas	Given Name	Middle Initial	SCHEIN	Family Name		
2	**INVENTOR'S SIGNATURE:							
3	**DATE OF SIGNATURE:					Month	Day	Year
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	Citizenship:	U.S.A.						
	Post Office Address: (Insert complete mailing address, including country)	415 Whitehall Drive					Arlington Heights, Illinois 60004	
1	<i>Typewritten Full Name of Third Joint Inventor (if any)</i>	Christopher	G.		CURTIS	Family Name		
2	**INVENTOR'S SIGNATURE:							
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	Residence:	Cardiff	Wales		United Kingdom	Country		
	Citizenship:	UNITED KINGDOM						
	Post Office Address: (Insert complete mailing address, including country)	2 Southcourt Road					Penyton, Cardiff CF 23 9DA, Wales, United Kingdom	

****NOTE** TO Please sign name exactly as it appears above and insert the actual date of signing.
INVENTOR(S):

IF THERE IS MORE THAN THREE INVENTORS USE PAGE 3 AND PLACE AN "X" HERE

1	Typewritten Full Name of First or Sole Inventor	John	BRASSIL
2	**INVENTOR'S SIGNATURE:	Given Name	Middle Initial
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1	Typewritten Full Name of Second Joint Inventor (if any)	Douglas	SCHEIN
2	**INVENTOR'S SIGNATURE:	Given Name	Middle Initial
3	**DATE OF SIGNATURE:	Month	Year
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1	Typewritten Full Name of Third Joint Inventor (if any)	Christopher	G.	CURTIS
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IF THERE IS MORE THAN THREE INVENTORS USE PAGE 3 AND PLACE AN "X" HERE

PATENT APPLICATION



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**DESIGNATION OF TEN ATTORNEYS
FOR POWER OF ATTORNEY**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This serves as a separate paper in compliance with 37 CFR §1.32(b) indicating that the following ten patent practitioners named in the attached power of attorney are to be recognized by the Patent Office as being of record in the application to which the attached power of attorney is directed:

**James A. Oliff, Reg. No. 27,075; William P. Berridge, Reg. No. 30,024;
Thomas J. Pardini, Reg. No. 30,411; Edward P. Walker, Reg. No. 31,450;
Robert A. Miller, Reg. No. 32,771; Mario A. Costantino, Reg. No. 33,565;
Joel S. Armstrong, Reg. No. 36,430; Christopher W. Brown, Reg. No. 38,025;
Paul Tsou, Reg. No. 37,956; and Eric D. Morehouse, Reg. No. 38,565.**

**ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION
SHOULD BE SENT TO OLIFF & BERRIDGE, PLC, CUSTOMER NO. 25944,
TELEPHONE (703) 836-6400.**

Respectfully submitted,

Eric D. Morehouse
Registration No. 38,565

WPB:KMM/can

Date: July 6, 2004